

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ALABAMA  
EASTERN DIVISION**

CHARLES R. WHEELER,

Plaintiff,

vs.

CINGULAR WIRELESS II, LLC,  
ALT, INC., WESTTOWER  
COMMUNICATIONS, INC., et al,

Defendants.

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CIVIL ACTION NO:

CV-06-JEO-2055-E

**MOTION FOR PERMISSION  
TO WITHDRAW AS COUNSEL**

Comes now Don G. DeCoudres and respectfully seeks this Honorable Court's permission to withdraw as counsel for the defendant designated as "***WESTOWER COMMUNICATIONS, INC.***" in the above captioned matter. As grounds for said withdrawal, Attorney DeCoudres states as follows:

1. Attorneys J. Mitchell Frost and Jay E. Tidwell did, on the 13<sup>TH</sup> day of November, 2006, file a Notice of Appearance with this Honorable Court on behalf of the defendant, WesTower Communications, Inc.

2. Due to defendant, WesTower Communication, Inc.'s representation by Attorneys J. Mitchell Frost and Jay E. Tidwell, representation by Attorney Don G. DeCoudres is no longer required by this defendant.

3. Future notice of any proceedings in this action on behalf of defendant, WesTower Communications, Inc., should be directed to Attorneys J. Mitchell Frost and Jay E. Tidwell at the following address: *Ferguson, Frost & Dodson, LLP*, P.O. Box 430189, Birmingham, Alabama, 35243-0189.

**WHEREFORE, PREMISES CONSIDERED,** Attorney Don G. DeCoudres, respectfully seeks this Honorable Court's permission to withdraw as counsel representing defendant, WesTower Communications, Inc., as his representation of said defendant is no longer required.

Respectfully submitted,

*s/Don G. DeCoudres*

Don G. DeCoudres (DEC002)

**OF COUNSEL**

P.O. Box 36988

Birmingham, Alabama 35236

Phone: (205) 988-5463

Fax: (205) 988-9538

E-Mail: [Don.DeCoudres2@thehartford.com](mailto:Don.DeCoudres2@thehartford.com)

**\*\* ORAL ARGUMENT IS NOT REQUESTED \*\***

**CERTIFICATE OF SERVICE**

I, Don G. DeCoudres, do hereby certify that I have on the 15<sup>TH</sup> day of November, 2006, served a copy of the foregoing pleading electronically via CM/ECF system, upon the following counsel:

Mr. Joseph L. Dean, Jr.  
*Dean & Barrett*  
P.O. Box 231  
Opelika, Alabama 36803-0231  
(Attorney for Plaintiff)

Mr. Lea Richmond, IV  
*Carr, Allison, Pugh, Howard, Oliver & Sisson*  
100 Vestavia Parkway – Suite #200  
Birmingham, Alabama 35216  
(Attorney for Crown Castle International Corp.)

Mr. Patrick R. Norris  
*McDaniel, Bains & Norris, P.C.*  
Two Metroplex Drive – Suite #504  
Birmingham, Alabama 35209-6812  
(Attorney for Cingular Wireless, LLC)

Mr. J. Mitchell Frost  
Mr. Jay E. Tidwell  
*Ferguson, Frost & Dodson, LLP*  
P.O. Box 430189  
Birmingham, AL 35243-0189  
(Attorneys for WesTower Communications, Inc.)

*s/Don G. DeCoudres*  
OF COUNSEL